

WDN: 3/3/05 4239-55412-G1

280 B.
1631

PATENT
Attorney Reference Number 4239-55412-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Miller, *et al.*

Application No. 09/629,557

Filed: July 31, 2000

Confirmation No. 4093

For: METHODS FOR PREDICTING THE
BIOLOGICAL, CHEMICAL AND PHYSICAL
PROPERTIES OF MOLECULES FROM
THEIR SPECTRAL PROPERTIES

Examiner: Marianne Allen

Art Unit: 1631

Attorney Reference No. 4239-55412-01

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as Express Mail No. EV212047005US in an envelope addressed to: MAIL STOP ISSUE FEE, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below.

Attorney
for Applicant(s)

William D Noonan

Date Mailed March 3, 2005

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TRANSMITTAL LETTER

Enclosed for filing in the application referenced above are the following:

- ☒ Second Response to Notice of Drawing Inconsistency
- ☒ Copy of January 20, 2005 Response to Notice of Drawing Inconsistency, and copies of the 18 drawing sheets submitted therewith
- ☒ Copy of Postcard Receipt, Express Mail Label and Express Mail receipt from the January 20, 2005 submission of the Response to Notice of Drawing Inconsistency
- ☒ The Director is hereby authorized to charge any additional fees that may be required, or credit over-payment, to Deposit Account No. 02-4550. A copy of this sheet is enclosed.
- ☒ Please return the enclosed postcard to confirm that the items listed above have been received.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

By *William D Noonan*
William D. Noonan, M.D.
Registration No. 30,878

One World Trade Center
121 S.W. Salmon Street, Suite 1600
Portland, Oregon 97204
Telephone: 503-226-7391
Facsimile: 503-228-9446



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Miller et al.

Application No. 09/629,557

Filed: July 31, 2000

Confirmation No. 4093

For: METHODS FOR PREDICTING THE
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Examiner: Marianne Allen

Art Unit: 1631

Attorney Reference No. 4239-55412-01

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Attorney
for Applicant(s)

William D. Lawrence

Date Mailed March 3, 2005

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ALEXANDRIA, VA 22313-1450

**SECOND RESPONSE TO NOTICE OF DRAWING
INCONSISTENCY WITH SPECIFICATION**

Applicants received a Notice of Drawing Inconsistency dated February 4, 2005. The information in this Notice is identical to the Notice of Drawing Inconsistency dated December 21, 2004. It is unclear why this duplicate Notice has been sent to applicant on different dates.

Enclosed with this response is a copy of applicant's prior response dated January 20, 2005, which enclosed 18 sheets of formal drawings numbered Figs. 1-14. A copy of the postcard receipt is also enclosed, indicating the January 20, 2005 response was received by the U.S.P.T.O. Also enclosed is a copy of the Express Mail receipt for the prior response indicating it was delivered to the U.S.P.T.O. on January 24, 2005. These already filed new formal drawings match the Brief Description of the Drawings and therefore eliminate any drawing inconsistency with the specification.

Since the February 4, 2005 Notice does not reference the January 20, 2005 submission, applicant believes that the February 4, 2005 Notice does not take into account the January 20, 2005 submission of replacement drawings. Given the extended period of time which has elapsed since the Issue Fee was paid for this case on June 7, 2004, applicants request that this patent be processed for issuance as quickly as possible. In particular, it is requested that issuance not be delayed because of the U.S.P.T.O.'s sending a duplicate Notice of Drawing Inconsistency.

Please contact the undersigned at the telephone number listed below if any additional questions remain before this patent issues.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

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PATENT

Attorney Reference Number 4239-55412-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Miller, *et al.*

Application No. 09/629,557

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THEIR SPECTRAL PROPERTIES

Examiner: Marianne Allen

Art Unit: 1631

Attorney Reference No. 4239-55412-01

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Attorney
for Applicant(s)

Date Mailed January 20, 2005

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COPY

TRANSMITTAL LETTER

Enclosed for filing in the application referenced above are the following:

- ☒ Response to Notice of Drawing Inconsistency with Specification
- ☒ Formal Drawings (18 sheets)
- ☒ The Director is hereby authorized to charge any additional fees that may be required, or credit over-payment, to Deposit Account No. 02-4550. A copy of this sheet is enclosed.
- ☒ Please return the enclosed postcard to confirm that the items listed above have been received.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

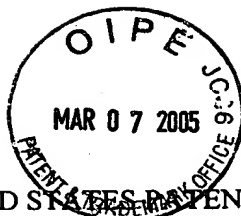
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In re application of: Miller *et al.*

Application No. 09/629,557

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Attorney
for Applicant(s)

William D Noonan

Date Mailed January 20, 2005

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ALEXANDRIA, VA 22313-1450

RESPONSE TO NOTICE OF DRAWING INCONSISTENCY WITH SPECIFICATION

This responds to the Notice dated December 21, 2004. A thirty day period for response was set, making a response due by January 21, 2005.

The Notice indicated that the formal drawings submitted on May 5, 2004 were inconsistent with the Brief Description of the Drawings in the specification. In particular, additional Figures were present that were not described in the specification.

Applicants submit herewith a replacement set of formal drawings that matches the Brief Description of the Drawings, and conforms to the informal drawings that were present in the application at the time of allowance.

It is believed that the present submission satisfies the requirement for formal drawings. Please contact the undersigned patent attorney at the Portland telephone number listed below if any additional issues remain to be resolved before the printed patent issues.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

By

William D Noonan

William D. Noonan, M.D.
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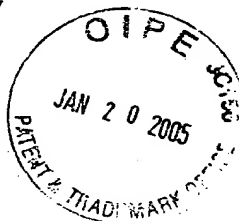


Client Matter No. 4239-55412-01 Atty/Sec WDN:nms
Inventor(s) Miller et al.
Serial No. 09/629,557 Filing Date 07/31/2000
The following, due January 21, 2005, deposited January 20, 2005, by Express Mail No. EV212047005US, was received in the USPTO on the date stamped hereon:

- ☒ Transmittal letter (in duplicate)
- ☒ Response to Notice of Drawing Inconsistency
- ☒ Formal Drawings (18 sheets)
- ☒ Deposit Account 02-4550 authority

Client Matter No. 4239-55412-01 Atty/Sec WDN:nms
Inventor(s) Miller et al.
Serial No. 09/629,557 Filing Date 07/31/2000
The following, due January 21, 2005, deposited January 20, 2005, by Express Mail No. EV212047005US, was received in the USPTO on the date stamped hereon:

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